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UNITED STATES DISTRICT COURT
DISTRICT OF NEVADA

ROBERT PLAISTED,)	3:11-cv-00442-HDM-WGC
)	
Plaintiff,)	
)	
vs.)	ORDER
)	
UNITED STATES OF AMERICA; ERIC)	
SHINSEKI, in his official)	
capacity as Secretary of the)	
DEPARTMENT OF VETERANS AFFAIRS,)	
)	
Defendants.)	
_____)	

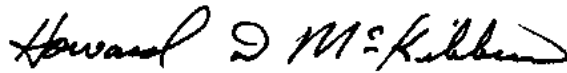
On October 28, 2011, defendants filed a motion to dismiss defendant Eric Shinseki, the Secretary of Veteran's Affairs, from this action (#16) and a motion to strike the jury demand and claims for prejudgment interest and attorneys' fees (#15) based on the statutory requirements of the Federal Tort Claims Act. See 28 U.S.C. §§ 2402, 2674, 2678, 2679(a). On November 14, 2011, plaintiff filed a notice of non-opposition (#19) to defendants'

1 motions (#15, 16). Plaintiff does not oppose dismissing defendant
2 Eric Shinseki, striking the jury demand, and striking his claims
3 for prejudgment interest and attorneys' fees. (#19)

4 Accordingly, and good cause appearing therefor, defendants'
5 motion to dismiss (#16) and motion to strike (#15) are GRANTED.
6 The court hereby DISMISSES defendant Eric Shinseki and STRIKES
7 plaintiff's claims for prejudgment interest and attorneys' fees.

8 **IT IS SO ORDERED.**

9 DATED: This 16th day of November, 2011.

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11 UNITED STATES DISTRICT JUDGE
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